



Attorney Docket No. 355492-2202
Application Serial No. 09/954,789

AF
1617
JFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant: Charlie RICCI, et al.

Title: METHODS FOR TREATING
ENDOLEAKS DURING
ENDOVASCULAR REPAIR OF
ABDOMINAL AORTIC
ANEURYSMS

Appl. No.: 09/954,789

Filing Date: 9/12/2001

Examiner: S. Sharareh

Art Unit: 1617

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. _____ Esther Lily C. Esquerre (Printed Name) _____ (Signature) _____ September 30, 2005 (Date of Deposit)

SUBSTITUTE APPEAL BRIEF TRANSMITTAL

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Sir:

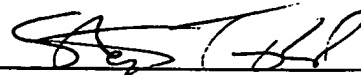
This substitute appeal brief was requested in the Office Action dated September 23, 2005. That Office Action referenced an August 16, 2005 Order issued by the USPTO Board of Appeals and Interferences which declared the original appeal brief to be defective for not complying with 37 CFR 41.37. This substitute brief complies with that Regulation.

The appeal brief fee was filed with the original appeal brief on November 22, 2004. If that fee is insufficient, please charge any deficiency to deposit account 50-0872.

Respectfully submitted,

Date: September 30, 2005

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